

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Central District of California

DONALD LEO MELLEIN,

*Plaintiff(s)*

v.

UNITED STATES OF AMERICA; and Federal Bureau of  
Investigation Special Agents LYNNE ZELLHART,  
NATHAN CHERNEY, KAARE MATHISON, ALLEN  
GROVE, CHRISTINA CLYBURN, and BLAIRE  
FULCHER, in their individual capacities,

*Defendant(s)*

Civil Action No. 2:23-cv-07970-RGK-MAR

## SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Nathan Cherney  
11000 Wilshire Boulevard, Suite 1700  
Los Angeles, CA 90024

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

THE VORA LAW FIRM, P.C.  
Nilay U. Vora (SBN 268339)  
Jeffrey Atteberry (SBN 266728)  
201 Santa Monica Blvd., Ste. 300  
Santa Monica, California 90401  
Tel. (424) 258-5190  
Email: nvora@voralaw.com;  
jatteberry@voralaw.com

INSTITUTE FOR JUSTICE  
Joseph Gay (admitted pro hac vice)  
Robert Frommer (admitted pro hac vice)  
Robert E. Johnson (admitted pro hac vice)  
901 N. Glebe Road, Suite 900  
Arlington, VA 22203  
Tel. (703) 682-9320  
Email: jgay@ij.org; rfrommer@ij.org; rjohnson@ij.org

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: \_\_\_\_\_

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*

Civil Action No. 2:23-cv-07970-RGK-MAR

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
 was received by me on *(date)* \_\_\_\_\_ .

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
 \_\_\_\_\_ on *(date)* \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_ 0.00 .

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc: